

Message Text

LIMITED OFFICIAL USE

PAGE 01 GENEVA 09718 01 OF 02 031658Z

ACTION STR-05

INFO OCT-01 ISO-00 AF-10 ARA-10 EA-10 EUR-12 NEA-10

OIC-02 AGRE-00 CEA-01 CIAE-00 COME-00 DODE-00

EB-08 FRB-03 H-01 INR-07 INT-05 L-03 LAB-04

NSAE-00 NSC-05 PA-01 AID-05 SS-15 ITC-01 TRSE-00

USIA-06 PRS-01 SP-02 FEAE-00 OMB-01 STRE-00 IO-13

/142 W

-----008450 031701Z /40

P 031633Z NOV 77

FM USMISSION GENEVA

TO SECSTATE WASHDC PRIORITY 2663

INFO AMEMBASSY MEXICO

LIMITED OFFICIAL USE SECTION 01 OF 02 GENEVA 09718

USMTN

STR FOR ACTION

STR PASS CODEL

E.O. 11652: N/A

TAGS: MTN, ETRD, MX

SUBJECT: U.S.-MEXICAN CONSULTATIONS ON CUSTOMS MATTERS
AND NTM/NDWM'S

1. U.S. DEL (SHELLEY) MET WITH MEXICAN DEL (DELGADO)
ON NOVEMBER 1 TO DISCUSS U.S. NOTIFICATIONS ON
MEXICO REGARDING CUSTOMS MATTERS AND NON-TARIFF MEASURES
NOT DEALT WITH MULTILATERALLY (NTM/NDWM). U.S. DEL
INDICATED THAT PURPOSE OF CONSULTATION WAS TO ELICIT
FACTUAL INFORMATION FOR PURPOSES OF INCORPORATING
THIS INFORMATION IN ANY REFINED U.S. INDICATIVE LISTS.

2. CUSTOMS MATTERS:
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 GENEVA 09718 01 OF 02 031658Z

(A) RE-ENTRY OF PRODUCTS SENT OUTSIDE OF MEXICO
FOR REPAIR AND RE-IMPORTED INTO MEXICO: MEXICAN
DEL STATED THAT NOTIFIED MEASURE WAS "NOT TRUE."
DELGADO STATED THAT THE PROCEDURES FOR SENDING PRODUCTS
OUTSIDE OF MEXICO FOR REPAIR AND THEN RE-IMPORTING THE
PRODUCT BACK INTO MEXICO ARE CLEARLY SET FORTH IN CHAP-

TERMS 12 AND 13 OF THE MEXICAN CUSTOMS CODE. HE STATED THAT THESE GENERAL PROVISIONS APPLY TO ALL PRODUCTS. WITH REGARD TO ELECTRONIC PRODUCTS SPECIFICALLY, DELGADO STATED THAT THERE IS A REQUIREMENT TO OBTAIN PREVIOUS AUTHORIZATION FROM THE GENERAL DIRECTORATE FOR CONTROL OF FOREIGN TRADE TO SEND A PRODUCT OUTSIDE OF MEXICO FOR REPAIR. ONCE SUCH A CERTIFICATE IS RECEIVED THE PRODUCT CAN BE RE-IMPORTED INTO MEXICO AND ONLY BE CHARGED THE DUTY ON THE VALUE ADDED TO THE PRODUCT BY THE REPAIR PROCESS. THE DUTY IS NOT CHARGED AS IF IT WERE A NEW PRODUCT.

(B) VISA REQUIREMENT FOR IMPORTS INTO MEXICO OVER FORTY-FOUR DOLLARS: THE GOM DOES NOT CONSIDER REQUIREMENTS FOR RECEIVING A CONSULATE INVOICE TO BE A BARRIER TO TRADE. THIS PARTICULAR PROCEDURE IS SET FORTH IN THE MEXICAN CUSTOMS CODE IN ARTICLES 200 AND 203. THE OBLIGATIONS TO RECEIVE SUCH VISAS FOR PRODUCTS VALUED OVER \$44 APPLIES ONLY TO IMPORTS BY SEA OR BY LAND. AIR FREIGHT AND PARCEL POST ARE EXEMPTED. THE MEXICANS DO NOT DEMAND THAT A SPECIAL MEXICAN COMMERCIAL INVOICE BE OBTAINED BUT WILL ALLOW ANY COMMERCIAL INVOICE TO BE UTILIZED FOR PURPOSES OF OBTAINING THE VISA. FURTHERMORE THE GOM MAINTAINS CONSULATES ALONG THE U.S.-MEXICAN BORDER WHICH ARE OPEN 24 HOURS A DAY, INCLUDING WEEKENDS, TO FACILITATE LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 GENEVA 09718 01 OF 02 031658Z

PROCEDURES. THERE ARE THREE PURPOSES FOR THIS VISA (1) STATISTICAL, (2) FOR SURVEYING THE FAIR VALUE PRACTICES OF IMPORTERS, AND (3) TO HELP CUSTOMS OFFICERS IN ASSESSING DUTIES. THE CHARGES FOR RECEIVING SUCH VISAS ARE MINIMAL AND ONLY COVER THE COST OF ADMINISTRATION.

(C) BONDING REQUIREMENTS FOR GOODS IN TRANSIT THROUGH MEXICO: THESE BONDING REQUIREMENTS ARE COVERED BY ARTICLE 658 OF THE MEXICAN CUSTOMS CODE. GOODS COMING INTO MEXICO UNDER SUCH BOND ARE SUBJECTED TO ALL THE NORMAL CUSTOMS PROCEDURES FOR TRANSIT, BUT NO DUTY IS ASSESSED. SUCH ENTRIES MUST HAVE THE APPROPRIATE APPLICATION FOR IMPORTATION WITH FOUR COPIES ATTACHED IN CONFORMITY WITH MODEL 94 FOUND IN THE CUSTOMS CODE. THE MEXICANS DO NOT CONSIDER THIS A BARRIER TO TRADE.

3. NTM/NDWM - DELGADO GAVE HIS PERSONAL ASSESSMENT OF U.S. NOTIFICATIONS OF NTN/NDWM'S. THESE ASSESSMENTS ARE SUBJECT TO CONFIRMATION FROM MEXICO CITY AND, UNLESS NOTIFIED OTHERWISE, WILL CONSTITUTE MEXICO'S

ANSWERS TO OUR NOTIFICATIONS.

(A) FOMEX SURCHARGES - DELGADO ACKNOWLEDGED THE EXISTENCE OF THESE SURCHARGES, BUT INDICATED THAT THEIR ACTUAL AMOUNTS AND COVERAGE MAY HAVE CHANGED FROM THAT IN THE NOTIFICATION. HE WILL CONFIRM THIS. HE STATED THAT THESE SURCHARGES ARE JUSTIFIABLE FOR ECONOMIC DEVELOPMENT REASONS AND THAT THEY DO NOT CREATE A BARRIER TO TRADE. HE STRESSED THAT THE FUND GIVES EXPORT CREDITS FOR EXPORTS FROM MEXICO BUT DOES NOT GIVE SUBSIDIES. MTN DEL OBSERVED THAT IN SOME SITUATIONS AN EXPORT CREDIT COULD BE A SUBSIDY. DELGADO REPLIED THAT THIS WAS NOT THE CASE FOR THESE CREDITS.

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 04 GENEVA 09718 01 OF 02 031658Z

LIMITED OFFICIAL USE

NNN

LIMITED OFFICIAL USE

PAGE 01 GENEVA 09718 02 OF 02 031658Z

ACTION STR-05

INFO OCT-01 ARA-10 IO-13 ISO-00 STRE-00 AF-10 EA-10
EUR-12 NEA-10 OIC-02 AGRE-00 CEA-01 CIAE-00
COME-00 DODE-00 EB-08 FRB-03 H-01 INR-07 INT-05
L-03 LAB-04 NSAE-00 NSC-05 PA-01 AID-05 SS-15
ITC-01 TRSE-00 USIA-06 PRS-01 SP-02 FEAE-00
OMB-01 /142 W

-----008491 031702Z /70

P 031633Z NOV 77

FM USMISSION GENEVA

TO SECSTATE WASHDC PRIORITY 2664

INFO AMEMBASSY MEXICO

LIMITED OFFICIAL USE SECTION 02 OF 02 GENEVA 09718

USMTN

STR FOR ACTION

STR PASS CODEL

(B) PORT TAXES - DELGADO ACKNOWLEDGED THAT THE PORT TAXES EXIST AND STATED THAT THEY WERE PURELY OF AN INTERNAL FISCAL NATURE.

(C) REINSURANCE REQUIREMENTS - DELGADO HAD NO INFORMATION ON THIS NOTIFICATION.

(D) MIXING REQUIREMENTS - THERE ARE NO RESTRICTIONS ON THE IMPORTATION OF MOVIES AND THERE ARE NO QUOTAS ON SCREEN TIME. THE PRIMARY PURPOSE OF THESE REGULATIONS IS TO HELP ESTABLISH A TECHNICAL FILM INDUSTRY IN MEXICO.

(E) RADIO AND TV COMMERCIALS - MEXICAN DEL INDILIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 GENEVA 09718 02 OF 02 031658Z

CATED THAT THE ENTIRE COMMUNICATIONS INDUSTRY IN MEXICO IS UNDER THE DIRECT CONTROL OF THE FEDERAL GOVERNMENT. HE INDICATED THAT THERE IS NO CENSORSHIP EMPLOYED, BUT THAT COMMUNICATIONS IS A SENSITIVE AND POLITICAL AREA WHICH THE GOVERNMENT CONTROLS VERY CAREFULLY. THEY DO NOT CONSIDER THIS TO BE A TRADE BARRIER.

4. DRAFTED BY SHELLEY. CULBERT

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TARIFFS, MEETINGS
Control Number: n/a
Copy: SINGLE
Sent Date: 03-Nov-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977GENEVA09718
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770405-0649
Format: TEL
From: GENEVA USMTN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t197711101/aaaadiosx.tel
Line Count: 200
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: ebd6270e-c288-dd11-92da-001cc4696bcc
Office: ACTION STR
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 4
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 10-Mar-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 391007
Secure: OPEN
Status: NATIVE
Subject: U.S.-MEXICAN CONSULTATIONS ON CUSTOMS MATTERS AND NTM/NDWM'S
TAGS: ETRD, MX, US, MTN
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/ebd6270e-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009